

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Hayes et al

Serial No.: 09/002,187

Filing Date: 12/31/97

For: System and Method for Establishing a
Virtual Circuit in an ATM Network

Art Unit: 2786

Examiner: Not Assigned

**RESPONSE TO "NOTICE TO FILE
MISSING PARTS"**

ASSISTANT COMMISSIONER FOR PATENTS
Washington, DC 20231

Sir: In response to the NOTICE TO FILE MISSING PARTS OF APPLICATION dated April 2, 1998 applicant submits herewith the following documents for appropriate action by the U.S. Patent and Trademark Office:

Response to File Missing Parts
Copy of Notice to File Missing Parts
Assignment of the invention to MCI Communications Corporation
PTO Form- 1595
Declaration and Power of Attorney
Postcards/Certificate of Mailing

The Commissioner is hereby authorized to debit the following fees from Deposit Account No. 13-2491:

Basic Filing Fee of \$790.00
Surcharge NTFMP \$130.00
Additional Claim Fee of \$280.00

The Commissioner is hereby authorized to charge any insufficient fees or credit any overpayment to Deposit Account No. 13-2491.

First Class Certificate of Mailing (37 C.F.R. § 1.8(a))


I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to the Assistant Commissioner for Patents, Washington D.C. 20231

on: 6-1-98

By: Carolyn McBae

Signature: Carolyn McBae Date: 6/1/98

Respectfully submitted,
MCI Communications Corporation


Deborah Miller
Attorney for Applicant(s)
Registration Number 37,679



APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
097002-187	12/31/97	HAYES	RIC-96-161

TECHNOLOGY DEPARTMENT
MCI COMMUNICATIONS CORPORATION
1133 19TH STREET, NW
WASHINGTON DC 20036

0222/0402

NOT ASSIGNED

Due Date
6-1-98

2786

DATE MAILED:

04/02/98

NOTICE TO FILE MISSING PARTS OF APPLICATION Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the **SURCHARGE** set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☐ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ small entity (statement filed) ☒ non-small entity is \$ 1200.

☐ 1. The statutory basic filing fee is:

- ☐ missing.
☐ insufficient.

Applicant must submit \$ 990 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☐ 2. Additional claim fees of \$ 250, including any multiple dependent claim fees, are required.

\$ 82 for 4 independent claims over 3.

\$ 198 for 29 dependent claims over 20.

\$ _____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☐ 3. The oath or declaration:

- ☐ is missing or unexecuted.
☐ does not cover the newly submitted items.
☐ does not identify the application to which it applies.
☐ does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

☐ 9. OTHER: McKus

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice **MUST** be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE